

RECEIVED
CENTRAL FAX CENTER

MAY 07 2008

FAX TRANSMISSION**DATE:** May 7, 2008**PTO IDENTIFIER:** Application Number 09/325,095-Conf. #2392
Patent Number**Inventor:** Ian Hiles et al.**MESSAGE TO:** US Patent and Trademark Office
Examiner J. A. HINES
SPE Larry R. HELMS**FAX NUMBER:** (571) 273-8300 & (571) 273-0859 & (571) 273-0832**FROM:** FULBRIGHT & JAWORSKI L.L.P.

Norman D. Hanson

PHONE: (212) 318-3168**Attorney Dkt. #:** NY-LUD 5256-US4-DIV (09903230)**PAGES (Including Cover Sheet):** 4**CONTENTS:** Status Inquiry for application 09/325,095 (1 page)
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 318-3168 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

FULBRIGHT & JAWORSKI L.L.P.
666 Fifth Avenue, New York, New York 10103
Telephone: (212) 318-3000 Facsimile: (212) 318-3400

RECEIVED
CENTRAL FAX CENTER

MAY 07 2008

PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U. S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 09/325,095

Attorney Docket No.: NY-LUD 5256-US4-DIV

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on May 7, 2008
Date


Signature

Fani Malikouzakis

Typed or printed name of person signing Certificate

Registration Number, if applicable

(212) 318-3220
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Status Inquiry for application 09/325,095 (1 page)

RECEIVED
CENTRAL FAX CENTER

MAY 07 2008

Docket No.: NY-LUD 5256-US4-DIV
(PATENT)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.

Dated: May 7, 2008

Signature: Fani Mallikouzakis
(Fani Mallikouzakis)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Ian Hiles et al.

Application No.: 09/325,095

Confirmation No.: 2392

Filed: June 3, 1999

Art Unit: 1645

For: METHOD FOR DETERMINING
EXPRESSION OF A P13 KINASE GENE

Examiner: J. A. Hines

STATUS INQUIRY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On January 28, 2008, the Board of Patent Appeals and Interferences issued its decision reversing the Examiner's rejection.

Three months later, applicants have received no further communication regarding this case.

As the application has been pending for nearly 9 years, and there have been several delays that have been questionable and/or unexplained following requests for explanations, this status request is being sent to the Examiner as well as to the SPE for

50078136.1

Application No.: 09/325,095

Docket No.: NY-LUD 5256-US4-DIV

information on when applicants will receive either a Notice of Allowance or further action in the case.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0624, under Order No. NY-LUD 5256-US4-DIV (09903230) from which the undersigned is authorized to draw.

Dated: May 7, 2008

Respectfully submitted,

By 

Norman D. Hanson

Registration No.: 30,946

FULBRIGHT & JAWORSKI L.L.P.

666 Fifth Avenue

New York, New York 10103

(212) 318-3000

(212) 318-3400 (Fax)

Attorney for Applicant